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*Attorney for Plaintiff John Doe*

*Attorneys for Plaintiffs Mark Brnovich and  
the State of Arizona*

**UNITED STATES DISTRICT COURT**  
**DISTRICT OF ARIZONA**

Mark Brnovich, in his official capacity as  
Attorney General of Arizona; the State of  
Arizona; and John Doe,

Plaintiffs,

v.

Joseph R. Biden in his official capacity as  
President of the United States; Alejandro  
Mayorkas in his official capacity as  
Secretary of Homeland Security; United  
States Department of Homeland Security;  
Troy Miller in his official capacity as  
Senior Official Performing the Duties of  
the Commissioner of U.S. Customs and  
Border Protection; Tae Johnson in his  
official capacity as Senior Official  
Performing the Duties of Director of U.S.  
Immigration and Customs Enforcement;  
Ur M. Jaddou in her official capacity as  
Director of U.S. Citizenship and  
Immigration Services; United States  
Office of Personnel Management; Kiran  
Ahuja in her official capacity as director  
of the Office of Personnel Management  
and as co-chair of the Safer Federal  
Workforce Task Force; General Services  
Administration; Robin Carnahan in her

No. 2:21-cv-01568-MTL

**PLAINTIFFS' RENEWED MOTION  
FOR EXPEDITED BRIEFING  
SCHEDULE FOR PLAINTIFFS'  
MOTION FOR PRELIMINARY  
INJUNCTION (DKT. 34)**

1 official capacity as administrator of the  
2 General Services Administration and as  
3 co-chair of the Safer Federal Workforce  
4 Task Force; Office of Management and  
5 Budget; Shalanda Young in her official  
6 capacity as Acting Director of the Office  
7 of Management and Budget and as a  
8 member of the Safer Federal Workforce  
9 Task Force; Safer Federal Workforce  
10 Task Force; and Jeffrey Zients in his  
11 official capacity as co-chair of the Safer  
12 Federal Workforce Task Force and  
13 COVID-19 Response Coordinator

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Defendants.

1 Pursuant to Fed. R. Civ. P. 16(b) and LRCiv 7.2, Plaintiffs Mark Brnovich, in his  
2 official capacity as Attorney General of Arizona, the State of Arizona, and John Doe  
3 (together, the “Plaintiffs”) respectfully request an expedited briefing schedule for  
4 Plaintiffs’ Renewed Motion for Preliminary Injunction (“PI Motion”), Dkt. 34. making  
5 Defendants’ Response due by October 27, 2021, and Plaintiffs’ Reply due by October 29,  
6 2021.

7 The reasons requiring an expedited briefing schedule are set out in the PI Motion  
8 itself, which gives detail on the vaccination deadlines approaching and their effect. In  
9 short, the challenged Employee and Contractor Mandates (collectively, the “Mandates”)  
10 both include deadlines for vaccination within the next several days, establishing the  
11 immediacy of irreparable harm in the absence of action by this Court. The regular briefing  
12 schedule for motions would result in such delays that several of the Mandates’ deadlines  
13 would have passed before this Court would be able to act on the PI Motion.

14 In the alternative, if Defendants would accept a temporary restraining order against  
15 the Mandates to cover the time to fully brief and rule on the PI Motion, Plaintiffs are  
16 amenable to the normal times to file a response and reply to such a motion as set forth in  
17 the Federal Rules of Civil Procedure.

18 To this end, Plaintiffs respectfully request that this Court either enter a scheduling  
19 order setting Defendants’ response deadline to the PI Motion for October 27, 2021, and  
20 Plaintiffs’ reply deadline for October 29, 2021, or in the alternative, that this Court enter  
21 a Temporary Restraining Order effective immediately to allow for a regular briefing  
22 schedule, as requested in the PI Motion.

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1 RESPECTFULLY SUBMITTED this 22nd of October, 2021.

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3 **MARK BRNOVICH**  
4 **ATTORNEY GENERAL**

5 By: /s/ James K. Rogers

6 Joseph A. Kanefield (No. 15838)

7 Brunn W. Roysden III (No. 28698)

8 Drew C. Ensign (No. 25463)

9 James K. Rogers (No. 27287)

10 *Attorneys for Plaintiffs*

11 **WILENCHIK & BARTNESS PC**

12 By: /s/ Jack Wilenchik

13 Jack Wilenchik (No. 029353)

14 *Attorney for Plaintiff John Doe*